

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

IN RE:	)	
	)	
RC Sooner Holdings, LLC. <i>et al.</i> ,	)	Case No. 10-12185-R
	)	Chapter 7
	)	
Debtor.	)	Jointly Administered

WITHDRAWAL OF  
MOTION OF THE DEBTORS FOR VOLUNTARY DISMISSAL  
OF CERTAIN CHAPTER 11 CASES PURSUANT TO 11 U.S.C. SECTION 1112(b)

Scott P. Kirtley, Trustee of the above-referenced jointly administered cases, withdraws the Motion of the Debtors for Voluntary Dismissal of Certain Chapter 11 Cases Pursuant to 11 U.S.C. Section 1112(b) (“Motion”) filed May 4, 2010, and would show this Court as follows:

1. RC Sooner Holdings, LLC and its affiliated Debtors (the “RC Sooner Debtors”) filed voluntary petitions for relief under Chapter 11 of the United States Code on February 22, 2010 (the “Petition Date”) in the Bankruptcy Court for the District of Delaware (the “Delaware Bankruptcy Court”).

2. On February 24, 2010, the Delaware Bankruptcy Court entered an order directing joint administration of the RC Sooner Debtors.

3. On the Petition Date, the RC Sooner Debtors owned, operated, maintained eight apartment complexes.

4. Federal National Mortgage Association (“Fannie Mae”) held mortgages on the apartment complexes.

5. Fannie Mae filed a Motion for Relief from the Automatic Stay to enforce its rights under its mortgages as to the apartment complexes.

6. A Stipulation and Consent Order Granting the Lift Stay Motion was entered on April 27, 2010.

7. The Motion sought dismissal of the following cases:

Case Name	Original Case No.	New Case No.
Brixton Square Apartments, LLC	10-10537	10-12204-R
CC Apartments, LLC	10-10538	10-12207-R
Fulton Plaza Apartments, LLC	10-10539	10-12194-R
Magnolia Manor Apartments, LLC	10-10540	10-12197-R
Pomeroy Park Apartments, LLC	10-10541	10-12200-R
Salida Apartments, LLC	10-10542	10-12203-R
Savannah South Apartments, LLC	10-10543	10-12206-R
Southern Hills Villa Apartments, LLC	10-10544	10-12205-R

8. On June 29, 2010, the Delaware Bankruptcy Court transferred the RC Sooner Debtors to the Bankruptcy Court for the Northern District of Oklahoma ("Oklahoma Bankruptcy Court").

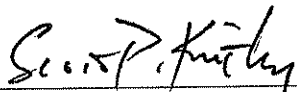
9. On December 2, 2010, the Oklahoma Bankruptcy Court entered its Agreed Order Granting U.S. Trustee's Motion to Convert to Chapter 7.

10. Scott P. Kirtley is the duly appointed, qualified, and acting Trustee of the RC Sooner Debtors.

11. Counsel for the RC Sooner Debtors consent to the Trustee's withdrawal of the Motion.

Respectfully submitted this 18<sup>th</sup> day of April, 2011.

RIGGS, ABNEY, NEAL, TURPEN,  
ORBISON & LEWIS

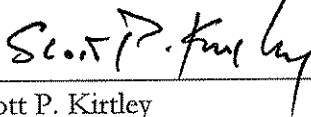


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Attorneys for Trustee

Certificate of Service

I, Scott P. Kirtley, certify that on the 18<sup>th</sup> day of April, 2011, a filed copy of the above-captioned pleading was served electronically to all persons receiving notice pursuant to the CM/ECF system.

  
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Scott P. Kirtley